

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

United States District Court
Southern District of Texas
ENTERED

JAN - 8 2007

Michael N. Milby, Clerk of Court
By Deputy Clerk 

DIANA ALCALA and
RICHARD RODRIGUEZ

v.

CIVIL ACTION NO. B-06-177

CARDINAL HEALTH, INC.;
CARDINAL HEALTH DISTRIBUTION,
INC.; CARDINAL HEALTH 109, INC.;
BABATUNDE OYEDIRAN; and
MARIBEL ALFARO

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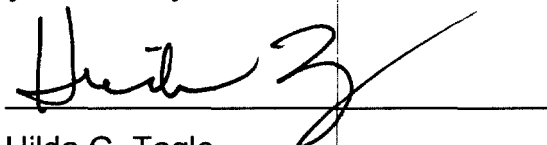
OPINION & ORDER

BE IT REMEMBERED that on January 8, 2007, the Court **DISMISSED** as moot Defendants' Motion for Leave to File Sur-Reply In Opposition to Plaintiffs' Motion to Remand. Dkt. No. 12.

In its Opinion & Order of January 5, 2007, this Court granted Plaintiffs' Motion to Remand and remanded this case to state court. Dkt. No. 14. Therefore, Defendants' sur-reply is unnecessary and cannot impact the Court's decision.

Based on the foregoing, the Court **DISMISSES** as moot Defendants' Motion for Leave to File Sur-Reply In Opposition to Plaintiffs' Motion to Remand, Dkt. No. 12, and **STRIKES** Defendants' Sur-Reply In Opposition to Plaintiffs' Motion to Remand, Dkt. No. 13.

DONE at Brownsville, Texas, this 8 day of January, 2007.



Hilda G. Tagle
United States District Judge